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9	Email: fgoins@ulmer.com 1660 West 2 <sup>nd</sup> Street, Suite 1100	tue vicey
10	Cleveland, OH 44113	
11	Tel: (216) 583-7202 Fax: (216) 583-7203	
12	Attorneys for Plaintiff	
13	LINITED STATES F	MCTDICT CAUDT
14	UNITED STATES DISTRICT COURT	
15	DISTRICT O	
16	CHINA ENERGY CORPORATION, a Nevada corporation,	CASE NO. 3:13-cv-00562-MMD-VPC
17	Plaintiff,	
18	VS.	
19	ALAN T. HILL, ELENA SAMMONS, MICHAEL SAMMONS, THOMAS S.	
20	VREDEVOOGD, TRUSTEE OF THE KIMBERLY J. VREDEVOOGD TRUST UA	
21	1007/2008, JUN HE, and RANDY DOCK	
22	FLOYD,	
23	Defendants.	
24	AMENDED STIPULATED DIS AS TO COUNT I OF	
25		<u></u>
26	Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii)	, the undersigned parties hereby stipulate to the
27	dismissal of Count I of Plaintiff China Energy Corporation's ("CEC") Complaint with prejudice	
$\begin{bmatrix} 27 \\ 28 \end{bmatrix}$	///	
/X		

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1	Upon the entry of this stipulated disr	missal, the Parties request that CEC and Defendants	
2	Michael Sammons, Elena Sammons, Alan T. Hill, Jun He, Randy Dock Floyd, and Thomas S.		
3	Vredevoogd, Trustee of the Kimberly J. Vredevoogd Trust UA 1007/2008, proceed to Count II,		
4	which seeks a judicial determination of the fair value of the Defendants' shares of CEC stock.		
	·		
5	Further, the Parties request that the Court set this case for a status conference at which the Court		
6	may set a schedule for the proceedings under Count II.		
7		Respectfully submitted,	
8	GORDON SILVER		
9		(1) 5: 1 1 0	
10	/s/ Justin J. Bustos MICHAEL N. FEDER	<u>/s/ Michael Sammons</u> Michael Sammons	
11	Nevada Bar No. 7332	15706 Seekers St	
	JUSTIN J. BUSTOS Nevada Bar No. 10320	San Antonio, TX 78255  Defendant in Proper Person	
12	ANJALI D. WEBSTER	Dejenaan in 1 roper 1 erson	
13	Nevada Bar No. 12515	Elena Samme	
14	100 W. Liberty Street, Suite 940		
17	Reno, Nevada 89501	Elena Sammons 15706 Seekers St	
15	ULMER & BERNE LLP	San Antonio, TX 78255	
16	FRANCES FLORIANO GOINS	Defendant in Proper Person	
	(Admitted Pro Hac Vice)		
17	1660 West 2nd Street, Suite 1100 Cleveland, OH 44113		
18	Attorneys for Plaintiff		
19	ATTORNEY AT LAW, LTD.	HOLLAND & HART	
20			
21	/s/ Edmund J. Gorman	/s/ Tamara Reid	
22	Edmund J. Gorman, Jr., Esq.	Tamara Reid, Esq. Nevada Bar No. 9840	
23	Nevada Bar No. 11581 335 W. First Street	5441 Kietzke Lane, 2 <sup>nd</sup> Floor	
	Reno, NV 89503 Attorney for Defendant Alan T. Hill	Reno, NV 89511 Attorney for Thomas S. Vredevoogd, Trustee	
<ul><li>24</li><li>25</li></ul>		of the Kimberly J. Vredevoogd Trust UA 1007/2008	
26	<i> </i>		
27			
28	///		

## Case 3:13-cv-00562-MMD-VPC Document 297 Filed 01/06/15 Page 3 of 5

1 Jun He Randy Dock Floyd 231 Split Rock Rd 4000 Goff Road 2 Aynor, SC 29551 The Woodlands, TX 77381 Defendant in Proper Person Defendant in Proper Person 3 4 RUMBERGER, KIRK & CALDWELL, 5 P.C. 6 \_/s/ Meredith Lees\_ 7 Peter Tepley, admitted pro hac vice 8 Meredith Lees, admitted pro hac vice Rebecca Beers, admitted pro hac vice 9 2204 Lakeshore Drive, Suite 125 Birmingham, AL 35209-6739 10 Bret F. Meich (SBN 11208) 11 ARMSTRONG TEASDALE, LLP 12 3770 Howard Hughes Parkway, Suite 200 Las Vegas, NV 89169 13 Counsel for Third-Party Defendant COR Clearing, LLC 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28

## Case 3:13-cv-00562-MMD-VPC Document 297 Filed 01/06/15 Page 4 of 5

		Rang Dock Floys
1	Jun He	Randy Dock Floyd
2	231 Split Rock Rd The Woodlands, TX 77381	4000 Goff Road Aynor, SC 29551
3	Defendant in Proper Person	Defendant in Proper Person
4		
5	RUMBERGER, KIRK & CALDWELL, P.C.	
6		
7	_/s/ Meredith Lees	
8	Peter Tepley, admitted pro hac vice Meredith Lees, admitted pro hac vice	
9	Rebecca Beers, admitted pro hac vice 2204 Lakeshore Drive, Suite 125	
10	Birmingham, AL 35209-6739	
11	Bret F. Meich (SBN 11208)	
12	ARMSTRONG TEASDALE, LLP 3770 Howard Hughes Parkway, Suite 200	
13	Las Vegas, NV 89169  Counsel for Third-Party Defendant COR	
14	Clearing, LLC	
15		IT IS SO ORDERED.
16	Dated: January 5, 2015	1. Ch
17	Dated.	U.S. District Judge
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## CERTIFICATE OF SERVICE 1 The undersigned, an employee of Gordon Silver, hereby certifies that she served a copy 2 3 of AMENDED STIPULATED DISMISSAL AS TO COUNT I OF THE COMPLAINT via CM/ECF on January 5<sup>th</sup>, 2015, to the following individuals: 4 5 Michael Sammons Peter Tepley Meredith Lees 15706 Seekers St 6 San Antonio, TX 78255 Rumberger, Kirk & Caldwell Defendant in Proper Person 2204 Lakeshore Drive, Suite 125 7 Birmingham, AL 35209-6739 8 9 Edmund J. Gorman, Jr., Esq. Richard L. Elmore, Esq. ATTORNEY AT LAW, LTD. 10 Holland & Hart 335 W. First Street 5441 Kietzke Lane, 2<sup>nd</sup> Floor 11 Reno, NV 89503 Reno, NV 89511 Attorney for Defendant Alan T. Hill Attorney for Thomas S. Vredevoogd, Trustee 12 of the Kimberly J. Vredevoogd Trust UA 1007/2008 13 14 And by U.S. Mail, postage prepaid, to the following individuals: 15 Jun He Randy Dock Floyd 231 Split Rock Rd 4000 Goff Road 16 The Woodlands, TX 77381 Aynor, SC 29551 Defendant in Proper Person Defendant in Proper Person 17 Elena Sammons 18 15706 Seekers St 19 San Antonio, TX 78255 Defendant in Proper Person 20 21 22 23 /s/ Stephanie J. Glantz 24 An employee of GORDON SILVER 25 26 27 28